

Before the
UNITED STATES COPYRIGHT ROYALTY JUDGES
Washington, D.C.

In re

Determination of Royalty Rates and Terms for
Making and Distributing Phonorecords
(Phonorecords IV)

Docket No. 21-CRB-0001-PR
(2023–2027)¹

**REPLY IN SUPPORT OF JOINT RECORD COMPANY PARTICIPANTS’
EMERGENCY MOTION FOR CLARIFICATION AND REQUEST FOR EXTENSION**

Sony Music Entertainment, UMG Recordings, Inc., and Warner Music Group Corp. (the “Joint Record Company Participants”) hereby file this reply in support of their Emergency Motion for Clarification and Request for Extension (“Motion”). The Joint Record Company Participants acknowledge and respect Mr. Johnson’s clear and longstanding passion for representing the interests of songwriters.

As explained in the Motion, 17 U.S.C. § 801(b)(7)(A)(ii) authorizes the Judges to decline to adopt a settlement only as to “participants that are not parties to the agreement.” Mr. Johnson’s Opposition to the Motion does not provide any legal basis for the Judges to depart from the principle that statutory interpretation “begins with the statutory text, and ends there as well if the text is unambiguous.” *BedRoc Ltd., LLC v. U.S.*, 541 U.S. 176, 183 (2004). For that reason, and for the other reasons set forth in the Motion, the Joint Record Company Participants respectfully ask the Judges to grant the Motion and set a deadline for filing written rebuttal statements

¹ By using this caption, the Joint Record Company Participants (defined above) are not waiving any rights or expressing any agreement concerning the dates that any rates and terms adopted by the Judges in any rate proceeding are to be in effect.

concerning Subpart B Rates and Terms that is at least 60 days after their issuance of an order deciding the Motion.

Dated: April 26, 2022

Respectfully submitted,

By: /s/ Steven R. Englund

Steven R. Englund (D.C. Bar No. 425613)

senglund@jenner.com

JENNER & BLOCK LLP

1099 New York Avenue, N.W., Suite 900

Washington, DC 20001

Tel.: 202-639-6000

Fax: 202-639-6066

Counsel for Joint Record Company Participants

Proof of Delivery

I hereby certify that on Tuesday, April 26, 2022, I provided a true and correct copy of the Reply in Support of Joint Record Company Participants' Emergency Motion for Clarification and Request for Extension to the following:

Spotify USA Inc., represented by Joseph Wetzel, served via E-Service at
joe.wetzel@lw.com

Sony Music Entertainment, represented by Steven R. Englund, served via E-Service at
senglund@jenner.com

Zisk, Brian, represented by Brian Zisk, served via E-Service at brianzisk@gmail.com

UMG Recordings, Inc., represented by Steven R. Englund, served via E-Service at
senglund@jenner.com

Amazon.com Services LLC, represented by Joshua D Branson, served via E-Service at
jbranson@kellogghansen.com

Pandora Media, LLC, represented by Benjamin E. Marks, served via E-Service at
benjamin.marks@weil.com

Apple Inc., represented by Mary C Mazzello, served via E-Service at
mary.mazzello@kirkland.com

Powell, David, represented by David Powell, served via E-Service at
davidpowell008@yahoo.com

Copyright Owners, represented by Benjamin K Semel, served via E-Service at
Bsemel@pryorcashman.com

Google LLC, represented by Gary R Greenstein, served via E-Service at
ggreenstein@wsgr.com

Johnson, George, represented by George D Johnson, served via E-Service at
george@georgejohnson.com

Warner Music Group Corp., represented by Steven R. Englund, served via E-Service at
senglund@jenner.com

Signed: /s/ Steven R. Englund